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|--|----------------------------------|---------------------------|----------------------------------|--|
| AMENDMENT TRANSMITTAL LETTER | | | After Final Rejection | |
| Application No. 10/655,440 | Filing Date September 4, 2003 | Examiner M. C. Hoffman | Group Art Unit 3733 | |
| Applicant(s): Aaron Markworth and Yves Stephane Crozet | | | Docket No. SPINE 3.0-395 CONT | |

Invention: SYSTEM FOR USE IN SPINAL STABILIZATION

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

| CLAIMS AS AMENDED | | | | | |
|--|---|---|-----------------------------------|----------|------|
| | Claims Remaining After Amendment | Highest Number Previously Paid | Number Extra Claims Present | Rate | |
| Total Claims | 21 | - 25 = | 0 | x 52.00 | 0.00 |
| Independent Claims | 5 | - 5 = | 0 | x 220.00 | 0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | |
| Other fee (please specify): | | | | | |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT: | | | | | 0.00 |

- ☒ Large Entity ☐ Small Entity
- ☒ No additional fee is required for this amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of _____ .
A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 12-1095
as described below. A duplicate copy of this sheet is enclosed.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

/Kevin M. Kocun/
Kevin M. Kocun
Attorney Reg. No. 54,230

Dated: April 6, 2010

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: April 6, 2010

Electronic Signature for Kevin M. Kocun: /Kevin M. Kocun/